

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA

Honorable Jose L. Linares

v.

Criminal No. 12-577 (JLL)

BAWER AKSAL

Presiding Judge Jose L. Linares	Government Attorney(s) Danielle Walsman Robert Frazer	Defendant'S Attorney Robert DeGroot Oleg Nekritin	
Trial Date(s) 07/09/13; 07/10/13; 07/15/13; 07/16/13 07/17/13; 07/18/13 & 07/19/13	Court Reporter Phyllis T. Lewis	Courtroom Deputy Lissette Rodriguez	
GOVERNMENT'S EXHIBITS			
Exhibit number	Exhibit Description	IDed	Admitted
1	Handwritten diagram of Row 24 Seat Configuration, dated 08/21/12		
2	Demonstrative row of airplane seats	07/10/13	07/10/13
3	5 FBI photos of defendant and his hands, taken 08/21/12	07/16/13	07/16/13
4	6 FBI photos taken from inside the airplane on 08/21/12	07/16/13	07/16/13
5	Victim's Shirt	07/10/13	07/10/13
6	Victim's Shorts	07/10/13	07/10/13
7	Victim's Bra	07/10/13	07/10/13
8	Victim's Jacket	07/10/13	07/10/13
9	Victim's Underwear	07/10/13	07/10/13
10	Victim's Necklace	07/10/13	07/10/13
11	Defendant Shorts		
12	Defendant Shirt		
13	FBI 302, dated 08/22/12 of Bawer Aksal statement to law enforcement, with Advice of Rights	07/16/13	

Exhibit number	Exhibit Description	IDed	Admitted
13A	Advice of Rights (Executed Miranda)	07/16/13	07/16/13
14	Handwritten notes of 08/21/12 law enforcement interview of Bawer Aksal	07/16/13	07/16/13
15	Port Authority Criminal Complaint Report No. 12N10023		
16	Susan Thomas Handwritten Statement made on board Flight 306		
17	Maria Stridh handwritten statement of PAPD, dated 08/21/12	07/18/13	
18	Evan Focht handwritten statement to PAPD, dated 08/21/12		
19	Susan Thomas/Anca Martinez pre-flight text messages from 08/20/12 7:24 p.m to 7:30 p.m. Eastern	07/10/13	07/10/13
20	Susan Thomas/Anca Martinez text messages from 08/20/12 11:49 p.m. to 12:00 a.m. Eastern		
21	Evan Focht Handwritten statement made on board Flight 306	07/15/13	
22	Photocopy of Page 4 of PAPD PO Cremen Memobook closed 10/04/12		
23	United Airlines record of alcohol and snack purchases aboard Flight 306	07/16/13	07/16/13
24	United Airlines passenger manifest for Flight 306	07/16/13	
25	United Airlines Irregular Operations Report #IOR-0134, created 08/25/12	07/16/13	
26	United Airlines ACARS data for Flight 306 from 3:19:03 Pacific to 4:11:46 on 08/21/12	07/16/13	
27	United Airliens email from Timothy Wheeler to "pircopc" re "12_PP_25 AKSAL pnr data with date/time 08/20/12 23:39		
28	Newark Beth Israel Medical Center records, dated 08/21/12 with Physician Notes	07/15/13	07/15/13

Exhibit number	Exhibit Description	IDed	Admitted
29	Sexual Assault Forensic Examination Report, dated 08/21/12	07/15/13	07/15/13
29A	Redacted Statement	07/10/13	07/15/13
30	Transcribed excerpt of jail call between Bawer Aksal & Jale Mirza on 08/23/12 at 17:04:40		
31	Chart of Seat Map	07/16/13	07/16/13
31A	Chart of trial witnesses and their relative sea positions on Flight 306	07/16/13	07/16/13
32	FBI Laboratory Report of Examination, dated 11/16/12		
33	FBI Laboratory Report of Examination, dated 11/16/12		
34	FBI "Sentinel Working Copy" Evidence Chain of Custody Log		
35	FBI 2-Page "Administrative Worksheet" for crime scene, dated 08/21/12		
36	FBI Evidence Recovery Log		
37	FBI Electronic Communication dated 09/06/12	07/17/13	
38	FBI Lab Worksheet dated 09/13/12		
39	Photo of Defendant's shorts	07/17/13	
40	DNA Summary Chart	07/17/13	07/17/13
41	Consent to Search Form	07/16/13	07/16/13
42	Photo of Victim's Face	07/16/13	07/16/13
43	Photos of victim wearing Exhibits 5 and 6	07/16/13	07/16/13
44	Evidence box containing Exhibits 45 & 46	07/10/13	
45	Evidence box containing Exhibit 8	07/10/13	
46	Evidence box containing Exhibit 5	07/15/13	
47	Evidence box containing Exhibits 48 and 49		
48	Evidence bag containing Exhibit 7	07/15/13	

Exhibit number	Exhibit Description	IDed	Admitted
49	Evidence bag containing Exhibit 6	07/15/13	
50	Evidence envelope containing Exhibit 51		
51	Evidence envelope containing Exhibit 9	07/10/13	07/10/13
52	Evidence bag containing Exhibit 53	07/10/13	
53	Evidence bag containing Exhibit 10	07/10/13	07/10/13
54			
55	Stipulation for Beth Israel Medical Records	07/15/13	07/15/13
56	Stipulation for United Airline Records	07/16/13	07/16/13
57	Stipulation for row of Airplane Seats (Exhibit 2)	07/10/13	07/10/13
58	Stipulation for Essex County Jail Call		
DEFENDANT'S EXHIBITS			
1	Handwritten diagram of Row 24 Seat Configuration, dated 08/21/12		
2	Demonstrative row of airplane seats		
3	6 FBI photos of defendant and his hands, taken 08/21/12		
4	Victim underwear		
5	Accuser shorts		
6	Accuser bra		
7	Accuser shirt		
8	Accuser cardigan		
9	Accuser necklace		
10	Defendant shirt		
11	Defendant shorts		
12	Maria Stridh handwritten statement to PAPD, dated 08/21/12	07/16/13	

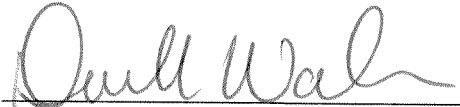
Exhibit number	Exhibit Description	IDed	Admitted
13	Triage Assessment Form St. Barnabas Medical Notes		
14	FBI Laboratory Report of Examination 11/16/12		
15	FBI, Form 302 Interview of Maria Elizabeth Stridh	07/18/13	
16	FBI, Form 302 Interview of Jane Doe		
17	FBI Laboratory Report of Examination dated 03/04/13		
18	FBI, Form 302 Interview of Elizabeth H. Britt	07/16/13	
19	Handwritten Statement by Jane Doe		
20	Handwritten Statement by Evan Focht		
21	Nuclear DNA Unit Technical & Administrative Review		
22	FBI Laboratory Worksheet, 09/13/12 noting tests conducted.		
23	FBI electronic communications, dated 09/06/12		
24	Communication Log for DNA Evidence		
25	Chain Custody FBI Log		
26	Major Deviation Request, FBI		
27	Serological Examinations		
28	Collection Notes, FBI		
29	Extraction Notes, FBI		
30	Quantifier Notes, FBI		
31	Amplification Notes, FBI		
32	FBI Notes		
33	FBI Notes, Anca Martinez Interview		
34	FBI Lab Notes 03/04/13		
35	FBI 302 Notes, Jane Doe 11/16/12		
36	FBI 302 Notes, Evan Parker Focht, 08/21/12		

Exhibit number	Exhibit Description	IDed	Admitted
37	FBI 302 Notes, Evan Park Focht, 12/11/12		
38	Elizabeth Harrison Britt, FBI 302 Notes		
39	Email from Maria Elizabeth Stridh		
40	Email from Elizabeth Harrison Britt		
41	Darby Nolan, FBI 302 Notes		
42	Michael Rossani, FBI 302 Notes	07/17/13	
43	Charity MacDonald, FBI form 302 Notes	07/17/13	
44	Text Message, from Jane Doe to Ana Martinez "middle eastern reference"		
45	"Hairy arm on me!! It's not moving!"		
46	Text Mesaage reference "Big Blk Tree"		
47	Sexual Assault Forensic Report		
48	Evidence Recovery Log		
49	Communication Log, United Airlines		
50	US Airline, Communication by Captain noting accuser was sleeping on the Defendant		
51	Record of Alcohol Purchases		
52	Evan Focht statement to PAPD	07/15/13	
53	FBI Communication from 11/02/12		
54	Laboratory Worksheet		
55	Chain of Custody, 01/10/13		
56	Facebook Group List of Anca Martinez		
57	Seating Chart for the flight		
58	Email Communication between Focht and Jane Doe		
59	Statement by Jane Doe to police regarding her son		
60	FBI Notes of interviews with Martinez, Focht, McDonald		

Exhibit number	Exhibit Description	IDed	Admitted
61	Text Message from Jane Doe to Agent Carley		
62	FBI Notes of Interview with Eric Gumin		
63	Transcription of Text Messages between Susan Thomas and Agent Carley	07/15/13	
64	FBI Statement/Eric Gumin	07/16/13	
65	Letter dated 07/02/13 from US Atty's Office to Susan Thomas	07/16/13	

I HEREBY ACKNOWLEDGE RECEIPT OF ALL ORIGINAL EXHIBITS MARKED INTO EVIDENCE IN THE MATTER OF USA v. AKSAL, CRIMINAL NUMBER 12-CR-577-JLL-01.

Dated: 7/19/2013
July 19, 2013


Danielle Walsman, AUSA
On Behalf of the Govt.